

The Honorable Richard A. Jones

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,
Plaintiff,

v.

BRIAN A. LEHR,
Defendant/Judgment Debtor,
and
WASHINGTON STATE DEPARTMENT
OF RETIREMENT SYSTEMS,
Garnishee

NO. 2:19-CV-01107-RAJ
(2:18-CR-00189-JCC-1)

**~~Proposed~~ Order Granting United
States' Motion to Issue Continuing
Garnishment Order**

This matter comes before the Court on Plaintiff United States of America's Motion to Issue a Continuing Garnishment Order to the Garnishee, Washington State Department of Retirement Systems (WSDRS), pursuant to 28 U.S.C. § 3205. Dkt. # 16. The Court has considered the United States' Motion and, for the reasons stated therein, **GRANTS** the Motion.

Accordingly, the Court **ORDERS** that WSDRS shall:

1 (1) Provide Defendant/Judgment Debtor Brian A. Lehr thirty (30) days from the
2 date of this Order to elect the manner in which he wants to receive his Law
3 Enforcement Officers' and Firefighters' Plan 2 benefits; then

4 (2) Pay to the United States District Court, to be applied towards Mr. Lehr's
5 criminal restitution judgment in Case No. 2:18-CR-00189-JCC (W.D.
6 Wash.):

7 a. all funds (less federal tax withholdings paid to the Internal Revenue
8 Service, if any) up to Mr. Lehr's restitution balance of \$33,441.59, as
9 of May 5, 2020, that Mr. Lehr is entitled to withdraw, or becomes
10 entitled to withdraw, as a lump sum from any and all accounts in
11 WSDRS's possession, custody, or control; and

12 b. if the lump sum amounts described in item (a) above do not pay Mr.
13 Lehr's restitution debt in full, the non-exempt portion of every
14 monthly pension payment Mr. Lehr is entitled to receive from
15 WSDRS, beginning as soon as he becomes eligible to receive such
16 pension payments.

17 WSDRS shall make its payments via check, payable to the *United States District*
18 *Court, Western District of Washington*, referencing Case Nos. 2:18-CR-00189-JCC-1
19 and 2:19-CV-01107-RAJ, and deliver such payments either personally or by First Class

20 Mail to:

21 United States District Court, Western District of Washington
22 Attn: Financial Clerk – Lobby Level
23 700 Stewart Street
24 Seattle, Washington 98101

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1 Such payments shall continue until Mr. Lehr's restitution debt is paid in full or
2 until WSDRS no longer has possession, custody, or control of any of Mr. Lehr's
3 property, or until further Order of this Court.
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5 DATED this 7th day of December, 2020.
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9 The Honorable Richard A. Jones
10 United States District Judge
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